	UNITED STATES DISTRICT COURT	U.S. DISTRICT COURT - N.D. OF N.Y.  FILED
JORTHERN	DISTRICT OF NEW YORK	JUN - 7 2012
Moistuciera.	MICHAEL GARCIA	
• • • • •		ATOCLOCK
		Lawrence K. Baerman, Clerk - Syracuse
	(In the space above enter the full name(s) of the plaintiff(s).)	
	(III the space above that	COMPLAINT
		under the
	<b>v</b> .	Civil Rights Act, 42 U.S.C. § 1983
	FO TIONED	Civil Rights Act, 42 0:0:0: 2 200
Defendant No.	1 SFRGEANLY K. FURNILL	Jury Trial: Yes No
		(check one)
Defendant No.	2 OHFR CORRECTIONAL	
<b>D</b> 02	OFFICIAL	9-12-04-924
Defendant No.	3	4.12-00-924
Defendant No.		
Defendant No.		
Deleganin 140		
	an analysis of the defendant(s). If	
	(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space you cannot fit the names of all of the defendants in the space.	
	The same with the Till like the light was a second	
	lighted in the shove candon must be inclined to mose committee	
	Part I. No addresses should be included here.)	
	I. Parties in this complaint:	
	A. List your name, identification number, and the name and	l address of your current place of
	A. List your name, identification number, and the listing and confinement. Do the same for any additional plaintiffs name	d. Attach additional sheets of paper.
	as necessary.	
	Plaintiff Name MICHAEL GARCI	
	D# 04A-1214	1 -2- Toutto
	Current Institution CLINION MAIN	CORRECTIONAL FACILITY
	Address PO. Box 2001	200
	DONALFMORA NULL	7727
	<u> </u>	
	B. List all defendants' names, positions, places of employ	ment, and the address where each
	A THE TAX ASSESSED AND A STATE WILL BE CONTINUED.	., =====
	contained in the above caption. Attach additional sheets of	paper as necessary.

*	Defendant No. 1	Name SERGEAN K. TURNIA Shield#
•	201011111111111111111111111111111111111	Where Currently Employed CLINTON MATNI CORRECTIONAL
		Address TACILITY PO. BOX 2001
		DANNEMORA NY. 12929
	Defendant No. 2	Name OTHER CORRECTIONAL OFFICIALS Shield #
	Deithorn 140. 2	Where Currently Employed CLTASTON MATALCORRECTIONAL
		Address FACILITY PO. BOX 2001
	•	DANNEMORA NY. 12929
	-	- L) FIN IO OTTAIN S
	Defendant No. 3	Name Shield #
	Detelliant 140. 5	Where Currently Employed
•		Address
	Defendant No. 4	NameShield #
	Delendam 110. 4	Where Currently Employed
	•	Address
	•	
and the second s	a and a second control of a second control of	
	Defendant No. 5	Name Shield #
		Where Currently Employed
		Address
	;	
	II. Statement o	f Claim:
•	Oran as brights on not	sible the facts of your case. Describe how each of the defendants named in the
	and an of this comple	intic involved in this action signs with the dates and locations of all following events.
	You may wish to inch	ide further details such as the names of other persons involved in the events giving
	a number of related c	lairns, number and set forth each claim in a separate paragraph. Attach additional
	sheets of paper as nec	essary.
	A. In what institu	ttion did the events giving rise to your claim(s) occur?
	CLINI	ON MAIN CORRECTIONAL FACILITY
		9
	B. Where in the	institution did the events giving rise to your claim(s) occur?
		COMPANY ADMINISTRATIVE
	PUNITIVE	SEGRATION TREEP LOCK UNIT CELL# 21
	C. What date and	approximate time did the events giving rise to your claim(s) occur? DalED
	DOLTHE 97	HDAY OF JUNE 201/ AT APPROXIMATELY
••	12:15	DETERNION

•	PLATNITTE GARCTA OUA-1214 FORMALLY REQUEST
	THE COURT LOCATED AT UNITED STATES NOTETING
	DELLEY JORK SAMES, F HENCE
	FEDERAL BUILDING 100 SCLINION STEED
	DO BOY 7367 SYRACUSE MY 1366-1361-
	TO DITASE TAKE PLAINITY GANGA STATEMENT
	DE CONFRAS INTO CONSTITERALION AND ALC -
	(ITTIGATION) ASWELL ALSO MITTIGATING FACTORS.
1.	PlATAUTEF GARCIA BRINGS FORTH THIS COMPLAIN
	CUPATENIUS TO YOUR ASTENITON WITH KESPECT AND
	TO LOUR SERVICES ASWELLALSO SUSTICE EN ME
	COLOT OF ALL NEGARDS TO DELIBERATE, FINIS
	F. DIFFEREN CHULE AN UNUSAL PUNTSHMENT,
	2 DIST STEPHOTES CONSTITUTIONAL KILDHIS
	TILATUERE VIOLATED BY CORRECTIONAL OF ILCHALDI
	TINTOLOTER! INDER THE 8" AMENDMENT
	POST SOLE G TO THEIR INDENTIONAL AND -
	THE COLOR OF STATE LAW
	OGATUSI DIAINITE GARCIA WHILE CONFINED
	IN NEWLYORK STATE CLINTON CORRECTIONAL -
	FACILITY.
2.	PLAINITF FGARCIA CONIENDS THAT PRIOR GOING
	TO THE HEARING THAT WAS COMMENCED AGAINST
	HEM ON THE 13THDAY OF JUNE 2011 AT APPROXIMATELY
	7:50 am.
	THE PROPERTY OF THE PROPERTY
3.	PLAINITEF GARCIA STATES THAT UPON BETNE ESCORIED
	TROMOUT OF THE MESSHALL RELEVANTLY RELATING
	TO HIS ALLEGED ACIS OF HIS BEHAUTOR DATED:
	ON THE 9THDAY OF JUNE 2011, PLAINTIFF GARCIA
	WAS PHYSICALLY ASSULTED AND BRUIELY BEATTEN
	WHILE RESTORAGE HIS PRESENCE AT E-1 COMPANY
	CELL# 21 ADMINISTRATIVE PUNETIVE SEGRATIONS KEEP LOCK UNIT). SEE EXHIBIT A
	MEDICAL FXAMINATION,
	DOCUMENTS
1	"! \(\)\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\

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* 11	PLATALITEF CARCIA FURTHER MORE STATES THAT THERE AFTER
	THE SOLUTION OF SURE POTE PRINCE
	TO WIS GKTEVANCE COMPLETED UNITED
	10 DETAIG BRUIEL DEALTENING
	(1) FURNITO AND OTHER CORRECTIONER OF
	11/1/2 11/00 DI CIOTILITE GARCIA CELLET COCATEDA, COCENTE
	AT E-1 COMPANY CELLET 21 ADMINISTRATEVE PUNITIVE
	SEGRALIZAN KEEP LOCK UNIT ) IS WERE PLAINLIFF GARCIA WAS LEFT RE-MAINTAIG TAISTDE OF HIS
	CELLATION THREE DAYS DELIBERATELY BETAGE
	DEPRIVED MEDICAL ASSISIANCE BY OTHER CORRECTIONAL
	OFFICIAL(S) WHO WERE ASSIGNED TO THIS MENTIONED
	DATO STEPULATED ABOVE HOUSING AREA.
5.	HOWEVER PLAINLIFF GARCIA FURTHER CONTENDS
	THAT HE HAS DREVIOUSLY FSTABLISHED KELEVENI
	PRINT DSID HIS ORIGINAL GILLEVANCES BEING
	THEIT INE ON THE 10 "DAY OF SUNE LOIL, INCHES
	II WAS NOT ACT KNOWLEGED BY THE GRIEVANCE
	COMMITTEE.
	PLAINTIFF GARCIA FURTHERSTATES THAT HE INSTITUTES
6.	WITE COTE VANCE ON THE 13TH DAY OF JUNE 2011
	HIS GRIEVANCE ON THE 13TH DAY OF JUNE 2011  HIS GRIEVANCE ON THE 13TH DAY OF JUNE 2011  FOR THE THIRD TRY ENWHICH IT WAS NOT ACTIMOWIEGE  B) THE GRIEVANCE COMMITTEE UNTIL THE 20TH
	BITHE GRIEVANCE COMMETTEE UNTIL THE 20TH
	DAY OF JUNE 2011

	11
•	
7	PLAINTIFF GARCIA CONTENDS THAT UPON GOING TO
	HIS TNSTITUTIONAL HEARING ON THE 13TH DAY OF
	SUNE 2011 PLAINTIFF GARCIA WAS DECONTRED WEITH
	SUNE 2011 PHENCET CHICAGO HES FUES BY THE
	Blood STAINS BIOTTED AROUND HES EYES BY THE
	LIEUTENANT KELLY WHO HAD BEGANTO COMMENCE
	PLAINITFF GARCIA INSTITUTIONAL HEARING BUT
	INSTEAD, SUGGESTED TO HAVE HIM TAKEN TO MEDICAL.
8.	PLAIN ITFF GARCIA FUNTHER STATES THAT BECAUSE HE WAS
	SOLELY SEEN BY MEDICAL ON THE 13TH DAY OF JUNE
	2011. AND INWHICH HE WAS NOT SEEN BY MEDICAL
	DI THE DESTRUCTION OF THE
	RELEVANTLY RELATENCE TO THE DAY OF THE INCIDENT
	OF HIS INSURIES, PLAINITH GARCIA WAS RESERVED
	BY HIS GATEVANCE COMPLAINT BEING NOT TIMELY
	AND APPROPRIETO HIS CLAIM.
	SEE EXHIBIT (B)
	ATTACHMENT(S) OF
	MUITIPLES GRIEVANCES
	•
<u> </u>	

	Da Facts:
What	
you?	
Who did	
what?	
Was	
alsa in relved?	
Wko	
else saw whos	
happened?	
	III. Injuries:
	If you sustained injuries related to the events alleged above, describe them and state what medical
	treatment, if any, you required and received. Platatref GARCIA
	SUSTAINED MULTIPLE ABRASION TO
	HIS BODY AND BUTTED BLOOD STAINS
	TO HIS FORE HEAD AREA ASWELLAISO
. • <u>.</u>	ABRASIONS TO HIS RIGHT FUE
•. •	IV. Exhaustion of Administrative Remedies
· · · ·	The Prison Litigation Reform Act of 1995, 42 U.S.C. § 1997e(a), requires that "[n]o action shall be

The Prison Litigation Reform Act of 1995, 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

Yes | No

	y water
<b>Tr</b> (	There of The
4.	PLAINITE GARCIA FURTHER MORE STATES THAT THERE AFTER
	RELATING ON THIS 10 TH DAY OF JUNE 2011, PLAINTIFF -
	GARCTA INSITIUTED HIS GRIEVANCE COMPLAINT ON THE
	SAMEDAY AFTER BEING BRUTELY BEDITEN BY CORRECTIONAL
	SG.T R. FURNIA AND OTHER CORRECTIONAL OFFICIALS)
	WILL WILL THE STATE OF THE STAT
	WHO WAS AT PLATITIFF GARCIA CELLA COCATEON, LOCALED
	AT E-1 COMPANY CELLET 21 ADMINISTRATEVE PUNTINE
	SEGRALION KEED LOCK UNITY JISUKKE PLAINTIFF
	GARCIA WAS LEFT RE-MAINTING INSEDE OF HIS
	CELLATION THREE DAYS DELIBERATELY BETAKE.
	DEPRIVED MEDICAL ASSISTANCE BY STHER CORRECTIONAL
	PREDITIE! MILITERICE POSITIONE
	OFFICIAL(S) WHO WERE ASSIGNED TO THIS MENTIONED
	PUTO STEPULATED ABOVE HOUSTING PREA.
5.	HOWEVER PLAINLIFF GARCIA FURTHER CONTENDS
	THAT HE HAS PREVIOUSLY FSTABLISHED RELEVANT
	PROOF ASTO HIS ORIGINAL GRIEVANCES BEING
	INSITIUTED ON THE 10 THODAY OF SUNE 2011, THUHELH
	INSITIULES ON THE 10 MINUS OF THE COTTS OF THE
	II WAS NOT ACT KNOWLEGED BY THE GRIEVANCE
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	11 / DON OF TUNE 2011
	FARTHE THERE TON TOW TOWNER TO WAS NOT ACTIONSLEGE
	FOR THE THIRD TRY ENWHICH IT WAS NOT ACTIMOWNEGE  BITHE GRIEVANCE COMMITTEE UNIT! THE 20TH
	1 D) THE GREENANCE COMMENCE UNITE
	DAY OF JUNE 2011.

STATE OF NEW YORK	Grievance Number CL-61210-11	Desig/Code I/49	6/20/11
DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION	Associated Cases		
	Clinton Correctional Facility	у	
INMATE GRIEVANCE PROGRAM CENTRAL OFFICE REVIEW COMMITTEE	Assault By Staff		

10/5/11

## GRIEVANT'S REQUEST UNANIMOUSLY ACCEPTED IN PART

Upon full hearing of the facts and circumstances in the instant case, the action requested herein is hereby accepted only to the extent that CORC upholds the determination of the Superintendent for the reasons stated.

CORC notes that the facility administration has conducted a proper investigation. Sgt. F... and CO F... deny assaulting the grievant on 6/9/11, and it is noted that he did not report any injuries until 6/13/11. Only superficial abrasions were noted, and CORC has not been presented with sufficient evidence to substantiate any malfeasance by staff.

Further, the grievant was issued a MBR for his actions, the facts and circumstances of which were reviewable at the disciplinary proceedings and upon appeal.

With regard to the grievant's appeal, CORC notes that the investigation was conducted in accordance with Directive #4040.

This document has been electronically signed by Karen R. Bellamy

· ·
To: Inmote Grievance Program Supervisor 7/8/11 From: Michael Carrie + Nr. 4 1214 F-1-21
From: Michael Garcia # 04-A-1214 E-1-21
subject: Filed Grievance
I Michael Garcia # 04 A 1214 am Humbly Requesting
your assistance on obtaining Information on a Grievance
I Wrote on June 13,2011 & Filed on June 20. The Grievance
complaint cl # 61210-11. I have not received any response
from anyone at arievance of the matter being Investigated.
ANU & All Help on this matter will be
Any & All Help on this motter will be greatly approciated.
Respectfully
1 - 7 00 01 00 0
Mila Gan ==
MicHael Garcia
04-A-1214 ERIONE 1 21
E Block-1-21
CL-61210-11 "Alleged assault" filed 6-20-11
- currently pending a response from the
Superintendent.

To: whom It may concern June. 10, 20	211
ot; Grievance	
I Michael Garcia 04.4.1214 am notify you or	1
d sitution that transpir on June. 9, 2011, I was	
Taken to E-Block by Eqt. R. Furnia & other office	er
For Disciplinary action & Before I was taken	
to my cell E-r-21 I was attack by sqt. furr	nid
E other officers. I've been horass by	
sgt. Furina on several accasions he was ve	ry
upset due to the results of two other ticket	
I received at this facility. The misbehavio	or
veport for June . 9,2011 is clearly for	
retaliation purpose. I requested medical	<u></u>
attention, the sqt. e other officers	
refused my request. I humbly request that this incident be Investigated.	
that this moldent be livescripated.	
AND All 1100 on this matter 11	114
Any à All Help on this matter will be greatly appreciated.	7
Respectfully (	
Respectfully (	
Martin Grani-	and the second s
MicHael Garcia	
04-A-1214	
E-1-21	

Case 9:12-6v=00924-GTS=ATB==Dooument=1--Filed-96/97/12--Page-11-of-18

To: Whom It may concern; DATE FILED June 13, 2011
at; Grievance

I MicHael Garcia 04-A-1214 dm notify you in a situation that transpir on June. 9 2011 I was taken to E-Block by sqt. R. Furnia e other efficer for Disciplinary actions, & before I was taken to my cell E-1-21 I was attack by igt. Furnia & other officers. I've been harass ay sgt. Furnis on several occasions he was very upset due to the results of two other cickets st this facility. The Disciplinary actions he has taken for June 4, 2011 is clearly for the purpose of Retaliation. The misbehavior report Has many inconsistent statements. In the misbehavior report were he stated I was directed out of the East messhall & Escorted to E-1-21 keeplock) with out further incident. ofter the Attack I requested, Medical Attention. I didn't received medical attention till 4 days Later June 13,2011 I was taken to the nospite (From the (Tier-hearing) I humbly reques that this incident be "investigated (ANY & All Help will be greatly appreciated

RECEIVED

JUN 2 0 2011

INMATE GRIEV 1 NOS

MicHeel Garcid
04-A-1214
E(BLOCK)-1-21

FORM	1505	(07/1	ß

STATE OF NEW YORK - DEPARTMENT OF CORRECTIONAL SERVICES

C _ 9 _INMATE INJURY REPORT
Facility CCT Date of Injury Time of Injury Occurred E-3 (arrany Flat)
Immate Name Gara, Michael DIN 4A1214 Housing location 21
What was cause of inmate's injury?  Hiledged Ascault by Staff
Immate's statement:
Some COs.
Illimate's Signature Date
Witnesses
Reporting Employee Bob Fit-Moval Title RNI
FACILITY HEALTH SERVICE REPORT
Date injury reported: Time: AM/PM Description of injury: 124 835 AM Description of injury: 124 NUS: WNU
on Leys About (R) eye Behing Lett Flhon
Noted Below
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1 / 44 ratu
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CO DRIGHT REPORT OF THE PROPERTY OF THE PROPER
OD DRIGHT ( ) OF A GREET ( )
AH HA
OS TLAND
Date of medical examination: 6-13-11 Time: 835 Av.
Services Provided: Snelling Exam (1) 30 (1) 20 Vn corrected
& clo Visual impariment wears glusses
Was immate admitted to facility infirmary? Outside hospital? If yes where? PCP on site evaluation? Telemed Evaluation?
TYES THO TYES THO TYES THO
Name and title of person furnishing treatment at facility:

This form is to be forwarded to the Fire & Safety Officer within 24 hours for review and filing.

White - Medical Chart

<sup>\*</sup>Attach a memorandum if additional information is needed for the description of injury.

## STATE OF NEW YORK - DEPARTMENT OF CORRECTIONAL SERVICES AMBULATORY HEALTH RECORD PROGRESS NOTE

4	
()	

Name GARCIA M DIN	3 A A /2 14 Date of Birth Facility Name
Subjective: Much drut & Wenter	Last Name
1 / M Was a war 1	DIN Location LE S  Date 1/3/11 Time
Objective:	7
Assessment:	Cola ce 200 dox WK
Plan:	New x 6
Signature/Provider #RN Trans	unta mul Thelipson on Hr scribing Order/Provider #/Date/Time
	Last Name Garcs 4
Subjective: Alledge Assult by Staff on	DIN 64A1214 Location
Objective:	Date 6-13-11 Time
Objective:  Multiple Sperticial  Assessment:  Abvasions  Shoulde by	Provider Orders: Tylen101
Assessment: Abrasion Should by	Rose ted 124 WW
Assessment:  Abrasions  Abrasions  Abrasion  Plan:  + brusse  Snelling  20  (6)	B 70 bp 1200 NV3 A+0 Y
Signature/Provider # AAAAAAAAAAAAAAAAAAAAAAAAAAAAAAAAAAA	scribing Order/Provider #/Date/Time
Subjective:	Last Name
	DIN Location
Objective:	Date Time Provider Orders:
Assessment:	riovidei Orders.
•	
Plan:	
Signature/Provider # RN Transe	cribing Order/Provider #/Date/Time

STATE OF NEW YORK	Grievance Number CL-61210-11	Desig./Code I/49	Date Filed 6/20/11	
CORRECTIONS AND COMMUNITY SUPERVISION	Associated Cases		مستعدد والمستعدد والمستعد والمستعدد والمستعد والمستعدد والمستعد والمستعدد والمستعد والمستعدد والمستعدد والمستعدد والمستعدد والمستعدد والمستعدد وال	<del>_</del>
	Clinton Correctional Facility	, , , , , , , , , , , , , , , , , , ,		
INMATE GRIEVANCE PROGRAM CENTRAL OFFICE REVIEW COMMITTEE	Trile of Grievance Assault By Staff			

10/5/11

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RAL/cl	
	+400@pvvvvornrvv0000rgv0q10qv0q100vrvf40pr-qqv10000vvd0q0q0q0-40400q-r

This document has been electronically signed by Karen R. Bellamy

To: Inmote Grievance Program Supervisor 7/8/11  From: MicHael Garcia # 04. A-1214 E-1-21
From: MicHael Garcia # 04-A-1214 E-1-21
subject: Filed Grievance
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your assistance on obtaining Information on a Grievance
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J. J
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July officeroises.
Respectfully
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Mila Gan ==
The state of the s
Midle
MicHael Garcia
04-1-214
E Block-1-21
. ((
CL-61210-11 "Alleged assault" filed 6-20-11
currently pending a response from the
Superintendent.

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To: whom It may concern	June. 10, 2011
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a sitution that transpir o	in June. 9, 2011, I was
Taken to E-Block by eqt. I	2. Furnia & other officer
for Disciplinary action	e Before I was taken
to my cell E-Y-21 I W	is attack by sqt furnia
E other officers. I've	been horass by
sqt. Furing on several	accasions he was very
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retaliation purpose.	I requested medical
detention, The sqt. e	other officers
refused my request	. I humbly request
that this incident b	e <u>Investigate</u> d.
ANY & ALL HELP	on this matter will
be aveatly appre	on this matter willy ciated.
1 1011	1-4
Respectfully	)
	Mary Garage
	MicHael Garcia
	04-A-1214
	E-1-21
. <u></u>	

CL-61210-11 To: whom It may concern; DATE FILED June 13,2011 at; Grievance JUN 20 : JUN

I MicHael Garcia 04-A-1214 dm notify you in a situation that transpir on June. 9 2011 I was taken to E-Block by sqt. R. Furnia & other pricer for Disciplinary actions, & before I was taken to my cell E-1-21 I was attack by 39t. Furnia & other officers. I've been horass by sgt. Furnid on several occasions he was very upset due to the results of two other cickets at this facility. The Disciplinary actions he has taken for June 4, 2011 is clearly for the purpose of Retaliation. The misbehavior report Has many inconsistent statements. In the misbehavior report were he stated I was directed out of the East messhall & Escorted to E-1-21 keeplock) with out further incident. Ofter the Attack I requested, Medical attention. I didn't received medical attention till 4 days Later June 13,2011 I was taken to the nospite() From the (Tier-hearing) I humbly requesting that this incident be "investigated (ANY & All Help will be greatly appreciated RECEIVED

JUN 2 0 2011

INMATE GRIEVANCE

CUSC 5.12 OF SS2
DATALITE GARATA
RELEVANILY TO COST LOVER SUPPORTS HIS CLAIM
RELEVANILY TO CASE LAW, LEGAL ARGUMENT.
Plaintefaggia
PLAINITEFGARCIA SIATES THAT HIS CONSTITUTIONAL RIGHTS WERE CLEARLY VIOLATED LADER THE 8TH -
AMENDMENT REGIONS COLLANDER THE 8TH -
THAT WAS ESTABLISHED OF THE BIN -
BY CORRECTIONAL R. FURNIA, WHER-
CORRECTIONAL OFFICIAL WAS UN XISTIFIED
INTLICITION THAT ESTABLISH LIABILITY.
SEE TERRY EX REL. TERRY V. HILL, 232
F. Supp. 20934. 943-44 (F.D. ARK 2002
17 -44 (ED). ARK 2002
PLAINITE GORGE COLLEGE
PLATITIF GARCIA CONTENTS THAT HE PREVIOUSLY
SITPULATED WITHEN HIS COMPLAINT UNDER THIS  CIVIL DIGHT ACT, 42 U.S.C. 1983 BEING RELEVANT
TO HIS PHYSTIAL ASSULT ASWELL ALSO STEPHIATENG
DELTBERATE TNOTFFERENCE ASTO BEING DEPRIVED
BROUGHT OUT OF HIS CELL# LOCATION FOR THE
SOLE PURPOSE DUE TO HIS INSTITUTIONAL HEARING.
PLAINITE GARCIA SUFFERED AND SUSTAINED MULTIPLE
BEEN SUBSECIED OF ALL TO CARD SUSTAINED MULTIPLE
BEEN SUBSECIED AT ALL TO CORRECTIONAL SGOT
GILLIO, AND OTHER CARRETTE
CHICLE RECETUTAL MEGA
OR/NOT.
(SEE) WAT FORD V. BRUCE, 126 F. Supp.
20 425, 427 (E.D. VA. 2001